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**PATENT**  
Attorney Docket No. 225849  
Client Reference No. 9625

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Kubek

Art Unit: 1615

Application No. 10/753,116

Examiner: Unassigned

Filed: January 7, 2004

For: A METHOD FOR MODULATING  
GLUTAMATE AND/OR ASPARTATE  
RELEASE IN A CENTRAL NERVOUS  
SYSTEM LOCUS

**REQUEST FOR CORRECTED FILING RECEIPT**

Mail Stop  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

ATTN: Official of Initial Patent Examination  
Customer Service Center

Dear Sir:

Applicants respectfully request that a corrected version of the Official Filing Receipt be issued for the above-identified patent application.

Under Filing Date:

The filing date of "01/08/2004" should read --01/07/2004--.

Please enter this correction as noted on the enclosed copy of the Official Filing Receipt and shown by the following attached evidence.

1. Attached is a true copy of the Utility Patent Application Transmittal filed with the above-identified patent application, showing the January 7, 2004 date on which the above-identified patent application was mailed to the U.S. Patent and Trademark Office under Express Mail Label No. EV 336877929 US (which Express Mail number was recited thereon prior to mailing). 37 C.F.R. § 1.10(c)(2).

2. Attached is a true copy of the "Express Mail" mailing label showing the "date-in" of January 7, 2004 for the above-identified patent application.

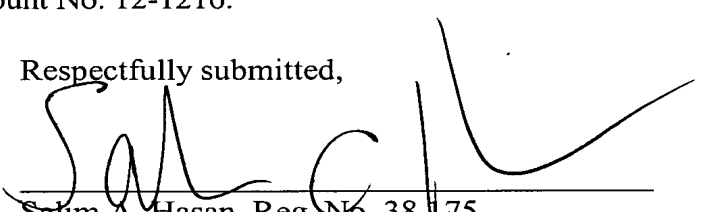
In re Appln of Kubek.  
Application No. 10/753,116

3. Attached is a true copy of the U.S. Patent and Trademark Office-stamped "return postcard" reciting (a) the mailing date of January 7, 2004 for the above-identified patent application and (b) the contents of the package mailed to the U.S. Patent and Trademark Office under Express Mail Label No. EV 336877929 US.

4. Attached is a true copy of the U.S. Post Office Express Mail Tracking and Delivery Confirmation from the USPS web site, confirming the acceptance on January 7, 2004 of the package mailed to the U.S. Patent and Trademark Office under Express Mail Label No. EV 336877929 US, thereby evidencing that the aforesaid package had a mailing date of January 7, 2004.

It is believed that there is no charge for this request since the applicants were not responsible for such error. However, the Commissioner is hereby authorized to charge any fee that may be required to Deposit Account No. 12-1216.

Respectfully submitted,



Salim A. Hasan, Reg. No. 38,175  
One of the Attorneys for Applicants  
LEYDIG, VOIT & MAYER, LTD.  
Two Prudential Plaza, Suite 4900  
180 North Stetson  
Chicago, Illinois 60601-6780  
(312) 616-5600 (telephone)  
(312) 616-5700 (facsimile)

Date: May 24, 2004



# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	225849
Client Reference No.	9625
First Inventor	Kubek
Title	A METHOD FOR MODULATING GLUTAMATE AND/OR ASPARTATE RELEASE IN A CENTRAL NERVOUS SYSTEM LOCUS
Express Mail Label No.	EV336877929US

## APPLICATION ELEMENTS

- ☒ Utility Patent Application Transmittal Form
- ☒ Applicant claims small entity status. See 37 CFR 1.27.
- ☒ Specification (including claims and abstract) [Total Pages 26]
- ☒ Drawings [Total Sheets 8]
- ☒ Combined Declaration and Power of Attorney [Total Pages 3]
  - ☐ Newly executed
  - ☒ Copy from prior application [Note Box 6 below]
    - ☐ Deletion of Inventor(s) Signed statement attached deleting inventor(s) named in the prior application
- ☒ Incorporation by Reference: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b is considered as part of the disclosure of the accompanying application and is hereby incorporated by reference.
- ☒ Application Data Sheet. See 37 CFR 1.76
- ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
- Nucleotide and/or Amino Acid Sequence Submission
  - ☐ Computer Readable Form (CRF)
  - Specification Sequence Listing on:
    - ☐ CD-ROM or CD-R (2 copies); or
    - ☐ Paper Copy
  - ☐ Statement verifying identity of above copies

## ADDRESS TO:

Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

## ACCOMPANYING APPLICATION PARTS

- ☐ Applicant requests early publication. (include publication fee under 37 CFR 1.18(d))
- ☐ Assignment Papers (cover sheet and document(s))
- ☐ 37 CFR 3.73(b) Statement (when there is an Assignee)
- ☐ Power of Attorney
- ☐ English Translation Document (if applicable)
- ☒ Information Disclosure Statement (IDS)  
☒ Form PTO-1449  
☐ Copies of Listed Documents
- ☐ Preliminary Amendment
- ☒ Return Receipt Postcard (Should be specifically itemized)
- ☐ Claim of Priority & Certified Copy of Priority Document(s)
- ☐ Request & Certification Under 35 USC 122(b)(2)(B)(i) (Form PTO/SB/35 or its equivalent must be submitted with this application to prevent publication at 18 months)
- ☐

21. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information below:

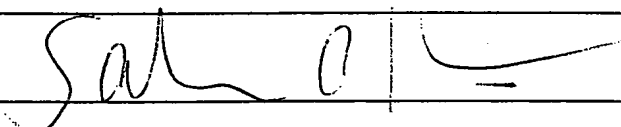
☐ Continuation ☒ Divisional ☐ Continuation-in-part of prior application no. 10/256,691.  
Prior application information: Examiner Rachel M. Bennett; Group Art Unit: 1615


## APPLICATION FEES

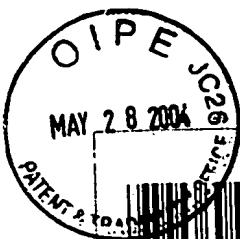
BASIC FEE				\$770.00
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE	
Total Claims	4 -20=	0	x \$18.00	\$0.00
Independent Claims	1 - 3=	0	x \$86.00	\$0.00
<input type="checkbox"/> Multiple Dependent Claim if applicable			+ \$290.00	\$
Total of above calculations =				\$770.00
Reduction by 50% for filing by small entity =				\$(385.00)
<input type="checkbox"/> Assignment fee if applicable			+ \$40.00	\$
<input type="checkbox"/> Early publication fee if applicable			+ \$300.00	\$
TOTAL =				\$385.00

## UTILITY PATENT APPLICATION TRANSMITTAL

Attorney Docket No. 225849  
Client Reference No.9625

22. <input checked="" type="checkbox"/> Please charge my Deposit Account No. 12-1216 in the amount of \$385.00.	
23. <input type="checkbox"/> A check in the amount of \$            is enclosed.	
24. The Commissioner is hereby authorized to credit overpayments or charge any additional fees of the following types to Deposit Account No. 12-1216: a. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.16. b. <input checked="" type="checkbox"/> Fees required under 37 CFR 1.17.	
25. <input checked="" type="checkbox"/> The Commissioner is hereby generally authorized under 37 CFR 1.136(a)(3) to treat any future reply in this or any related application filed pursuant to 37 CFR 1.53 requiring an extension of time as incorporating a request therefor, and the Commissioner is hereby specifically authorized to charge Deposit Account No. 12-1216 for any fee that may be due in connection with such a request for an extension of time.	
<b>26. CORRESPONDENCE ADDRESS</b>	
<input checked="" type="checkbox"/> Customer Number: 23460  23460	<input type="checkbox"/> , Reg. No. Leydig, Voit & Mayer, Ltd. Two Prudential Plaza, Suite 4900 180 North Stetson Avenue Chicago, Illinois 60601-6780 (312) 616-5600 (telephone) (312) 616-5700 (facsimile)
Name	Salim A. Hasan, Registration No. 38,175
Signature	
Date	January 7, 2004

<b>Certificate of Mailing Under 37 CFR 1.10</b>		
I hereby certify that this Utility Patent Application Transmittal and all accompanying documents are being deposited with the United States Postal Service "Express Mail Post Office To Addressee" Service under 37 CFR 1.10 on the date indicated below and is addressed to: Mail Stop Patent Application, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.		
Mark J. Sweetin		January 7, 2004
Name of Person Signing	Signature	Date



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~~LETTER, 01/17/04~~

THE PATENT AND TRADEMARK OFFICE IS RESPECTFULLY REQUESTED TO PLACE ITS STAMP ON THIS POSTAL CARD AND PLACE IT IN THE OUTGOING MAIL TO SHOW THE FOLLOWING PAPERS HAVE BEEN RECEIVED.

JAN 20 2004

Mailed: January 7, 2004  
SAH/mjs

225849 (ARTI)  
Express Mail: EV336877929US

**Divisional Patent Application**

Based on U.S. Patent Application No. 10/256,691, filed September 27, 2002

Title: "A METHOD FOR MODULATING GLUTAMATE AND/OR ASPARTATE RELEASE IN A CENTRAL NERVOUS SYSTEM LOCUS" (Kubek)

**Enclosed:**

- 1) Utility Patent Application Transmittal w/ Cert. of Express Mailing (2 pgs. in duplicate)
- 2) Application Data Sheet (2 pgs.)
- 3) Specification, Claims, and Abstract (26 pages; 4 claims)
- 4) Drawings (8 Sheets; Figs. 1-6)
- 5) Copy of the Combined Declaration and Power of Attorney (3 pgs.)
- 6) Information Disclosure Statement (4 pgs. in duplicate)
- 7) Form 1449 (2 pgs.)

LAB

22154 U.S. PTO  
10/753116



ARH



## Track & Confirm

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Your item was delivered at 9:42 am on January 08, 2004 in ALEXANDRIA, VA 22313 to PATENT OFFICE. The item was signed for by M BOSTON.

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- ARRIVAL AT UNIT, January 08, 2004, 8:35 am, DULLES, VA 20102
- ACCEPTANCE, January 07, 2004, 4:52 pm, CHICAGO, IL 60601

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